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Case 03-219

REMARKS

Applicants' Attorney thanks the Examiner in charge of this case for the courtesy of the interview held on June 2, 2005 wherein this case was discussed. This amendment includes the changes discussed at the interview and is believed to place the case in condition for allowance.

Firstly, new Claims 27 – 45 have been substituted for previous Claims 1 – 26. The new claims are specifically drawn to the elected species of Figures 8 – 9 and are believed to specifically define this species in a manner not taught or suggested by the art. The new claims will be discussed further hereinbelow.

Claims drawn to the species of Group I (Figures 1 – 4) and Group II (Figures 5 – 7) have been deleted without prejudice to the filing of divisionals thereon.

As discussed in the telephone discussion between the undersigned and the Examiner in charge of this case on June 6, 2005, Applicants' Attorney respectfully submits that the drawings already clearly show the depressive region objected to by the Examiner in paragraph 2 of the action. Thus, for example, the Examiner is referred to Figures 3 and 7. Figure 7 refers to the embodiment of Figures 5 and 6 and shows depressed outer boundary 140 depressed with respect to central region 138. This would

be identical to the depressed outer boundary 240 with respect to central region 238 in Figures 8 and 9, and thus it is submitted that this is clearly shown. Similarly, this would be the same as the depressed outer boundary 282 with respect to peripheral region 286 for the upper panels 280 in Figures 8 and 9. Reconsideration of this rejection is therefore courteously solicited.

The new generic claim, Claim 27, essentially includes the features of previous Claims 11 and 22 – 23. The container as claimed includes lower (262) and upper (260) sidewall portions, with at least one of said lower panels (236) on the lower sidewall portion at least in part extending across a sidewall section. In addition, the upper sidewall portion (260) is defined to include a plurality of spaced upper panels (278) having a central region (280) and an outer boundary (282) with the said central region (280) including a raised central area (284) surrounded by a depressed peripheral region (286) with the outer boundary (282) being depressed with respect to the depressed peripheral region (286).

Thus, the new generic claim defines the structure shown in Figures 8 – 9, with the defined lower panels and the defined upper panels. Moreover, this is an improved container which enables improved results and, it is submitted, is not taught or suggested by the art.

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The objection to Claim 19 (now Claim 38) is believed to be obviated by the revised claims. Moreover, the new dependent claims essentially follow the previously submitted dependent claims and are believed to further define patentable features.

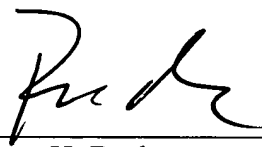
The cited art is not at all believed to teach or suggest the now specifically defined claim features, or the significant advantages thereof.

Thus, for example, the '433 patent shows panels on the lower container portion only. The '813, '499 and '453 patents do not show Applicants' construction with Applicants' defined upper and lower panels. The other references are similarly defective. Applicants have defined a specific structure with specifically defined upper and lower panels. It is courteously submitted that the general art teachings do not suggest these specifically defined features.

The Examiner is urged to telephone the undersigned if any questions remain.

Favorable reconsideration is courteously solicited.

Respectfully submitted,

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Date: June 9, 2005